

2013 DRAFTING REQUEST

Bill

Received:	1/11/2013	Received By:	emueller
Wanted:	As time permits	Same as LRB:	
For:	Administration-Budget	By/Representing:	Byrnes
May Contact:		Drafter:	emueller
Subject:	Transportation - mass trnst/rail	Addl. Drafters:	
		Extra Copies:	ARG

Submit via email: YES
Requester's email:
Carbon copy (CC) to:

Pre Topic:

DOA:.....Byrnes, BB0359 -

Topic:

Funding source of mass transit operating aids

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller 1/15/2013	jdyer 1/15/2013	jfrantze 1/15/2013	_____			
/1	emueller 2/4/2013			_____	lparisi 1/15/2013		
/2	emueller 2/6/2013	jdyer 2/4/2013	jmurphy 2/4/2013	_____	mbarman 2/4/2013		
/3	emueller	csicilia	jmurphy	_____	srose		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	2/13/2013	2/6/2013	2/6/2013	_____	2/6/2013		
/4		jdye 2/13/2013	jfrantze 2/13/2013	_____	mbarman 2/13/2013		

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/2	emueller 2/6/2013	jdyer 2/4/2013	jmurphy 2/4/2013		mbarman 2/4/2013		
/3		csicilia	jmurphy		srose		

Vers. Drafted

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2/6/2013

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1/4 EVM 2/13/13
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/1	emueller 2/4/2013			_____	lparisi 1/15/2013		
/2		jdyer 2/4/2013	jmurphy 2/4/2013	_____	mbarman 2/4/2013		

13 *Em*
2/6/13

13 *cjs* $\frac{2}{6}$ *pm*
13 2/6/13 *self*

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Funding source of mass transit operating aids

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See attached

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/?	emueller 1/15/2013	jdye 1/15/2013	jfrantze 1/15/2013	_____			
/1				_____	lparisi 1/15/2013		
12	EVN 2/4/13			_____			

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Requester's email:

Carbon copy (CC) to:

Pre Topic:

DOA:.....Byrnes, BB0359 -

Topic:

Funding source of mass transit operating aids ✓

Instructions:

See attached

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1/?	emueller	1/15 jld	1/15	1/15			
1	emm 1/15/13						

FE Sent For:

<END>

Mueller, Eric

From: Hanaman, Cathlene
Sent: Friday, January 11, 2013 11:23 AM
To: Gary, Aaron; Mueller, Eric
Subject: FW: [Possible SPAM] Statutory Language Drafting Request - BB0359

Importance: Low

From: Tyler.Byrnes@Wisconsin.gov [<mailto:Tyler.Byrnes@Wisconsin.gov>]
Sent: Friday, January 11, 2013 11:21 AM
To: Hanaman, Cathlene
Cc: Frederick, Caitlin - DOA; Byrnes, Tyler - DOA; Thornton, Scott - DOA
Subject: [Possible SPAM] Statutory Language Drafting Request - BB0359
Importance: Low

Biennial Budget: 2013-15

DOA Tracking Code: BB0359

Topic: Fund Transit Aids with GPR

SBO Team: TLGED

SBO Analyst: Byrnes, Tyler - DOA
Phone: (608) 266-1039
E-mail: Tyler.Byrnes@Wisconsin.gov

Agency Acronym: WisDOT

Agency Number: 395

Priority: High

Intent:

Please prepare a draft that shifts the funding source for transit operating aids under s. 85.20(4m)(a)6,7 and 8, from SEG appropriations under s. 20.395(1)hr,hs,ht,hu and hw, to new GPR funded appropriations, within the department of transportation.

This funding shift should begin with calendar year 2014. Therefore, the existing SEG appropriations should not be deleted until the second year of the upcoming biennium, in order to cover a portion of calendar year 2013 aid costs.

The new GPR appropriations should be created in the first year of the biennium to cover a portion of calendar year 2014 aid costs.

Attachments: False

Please send completed drafts to statlanguage@wisapps.wi.gov



Note
State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-0799/3

EVM:jjf

1115/1

jld

rejen header

DOA ...

DOA:.....Byrnes, BB0166 - Mass transit operating aids amounts and funding source.

RMNR

FOR 2011-13 BUDGET - NOT READY FOR INTRODUCTION

13 15

Inserts

in 1/15/13

PWF

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1

AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

TRANSPORTATION ✓

TRANSPORTATION AIDS ✓

Under current law, DOT provides state aid payments to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems. There are five classes of mass transit systems and the total amount of state aid payments to four of these classes of mass transit systems is limited to a specified amount in each calendar year. The fifth class is for certain commuter or light rail systems. There is no specified amount payable to the rail mass transit system class.

This bill decreases the total amount of state aid payments to the four classes of mass transit systems for which aid amounts are specified, as follows:

1. For mass transit systems having annual operating expenses of \$80,000,000 or more, the bill maintains the current limit of \$68,583,200 in calendar year 2011 and reduces the limit to \$61,724,900 in calendar year 2012 and thereafter.

2. For mass transit systems having annual operating expenses of over \$20,000,000 but less than \$80,000,000, the bill maintains the current limit of \$18,021,300 in calendar year 2011 and reduces the limit to \$16,219,200 in calendar year 2012 and thereafter.

3. For mass transit systems serving urban areas having a population of at least 50,000 but having annual operating expenses of no more than \$20,000,000, the bill maintains the current limit of \$25,852,500 in calendar year 2011 and reduces the limit to \$23,267,200 in calendar year 2012 and thereafter.

4. For mass transit systems serving urban areas having a population of less than 50,000, the bill maintains the current limit of \$5,852,200 in calendar year 2011 and reduces the limit to \$5,267,000 in calendar year 2012 and thereafter.

5. This bill ~~changes~~ changes the funding source for mass transit operating aids from the transportation fund to the general fund beginning ~~in the 2012-2013 fiscal year~~ ^{on January 1, 2014}.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 20.395 (1) (hr) of the statutes is renumbered 20.395 (1) (ha) and amended to read:

20.395 (1) (ha) *Tier B transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 7.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 2. 20.395 (1) (hs) of the statutes is renumbered 20.395 (1) (hb) and amended to read:

20.395 (1) (hb) *Tier C transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 8.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 3. 20.395 (1) (ht) of the statutes is renumbered 20.395 (1) (hc) and amended to read:

20.395 (1) (hc) *Tier A-1 transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6, cm.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1 **SECTION 4.** 20.395 (1) (hu) of the statutes is renumbered 20.395 (1) (hd) and
2 amended to read:

3 20.395 (1) (hd) *Tier A-2 transit operating aids, state funds.* ~~The~~ From the
4 general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)
5 (a) 6. d.

 ***NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 5.** 20.395 (1) (hw) of the statutes is renumbered 20.395 (1) (he) and
7 amended to read:

8 20.395 (1) (he) *Tier A-3 transit operating aids, state funds.* ~~The~~ From the
9 general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)
10 (a) 6. e.

 ***NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

11 **SECTION 6.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

12 85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the
13 department shall pay ~~\$63,784,700 for aid payable for calendar year 2008,~~
14 ~~\$65,299,200 for aid payable for calendar year 2009, \$66,585,600 for aid payable for~~
15 ~~calendar year 2010, and \$68,583,200 for aid payable for calendar year 2011, and~~
16 \$61,724,900 for aid payable for calendar year 2012 and thereafter, to the eligible
17 applicant that pays the local contribution required under par. (b) 1. for an urban
18 mass transit system that has annual operating expenses of \$80,000,000 or more. If
19 the eligible applicant that receives aid under this subd. 6. cm. is served by more than
20 one urban mass transit system, the eligible applicant may allocate the aid between
21 the urban mass transit systems in any manner the eligible applicant considers
22 desirable.

1 **SECTION 7.** 85.20 (4m) (a) 6. cm. of the statutes, as affected by 2011 Wisconsin
2 Act (this act), is amended to read:

3 85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) ~~(ht)~~ (hc), the
4 department shall pay \$66,585,600 for aid payable for calendar year 2010,
5 \$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable
6 for calendar year 2012 and thereafter, to the eligible applicant that pays the local
7 contribution required under par. (b) 1. for an urban mass transit system that has
8 annual operating expenses of \$80,000,000 or more. If the eligible applicant that
9 receives aid under this subd. 6. cm. is served by more than one urban mass transit
10 system, the eligible applicant may allocate the aid between the urban mass transit
11 systems in any manner the eligible applicant considers desirable.

12 **SECTION 8.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

13 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) ~~(hu)~~, the
14 department shall pay ~~\$16,754,000 for aid payable for calendar year 2008,~~
15 ~~\$17,158,400 for aid payable for calendar year 2009,~~ \$17,496,400 for aid payable for
16 calendar year 2010, ~~and \$18,021,300 for aid payable for calendar year 2011, and~~
17 \$16,219,200 for aid payable for calendar year 2012 and thereafter, to the eligible
18 applicant that pays the local contribution required under par. (b) 1. for an urban
19 mass transit system that has annual operating expenses in excess of \$20,000,000 but
20 less than \$80,000,000. If the eligible applicant that receives aid under this subd. 6.
21 d. is served by more than one urban mass transit system, the eligible applicant may
22 allocate the aid between the urban mass transit systems in any manner the eligible
23 applicant considers desirable.

24 **SECTION 9.** 85.20 (4m) (a) 6. d. of the statutes, as affected by 2011 Wisconsin

25 Act (this act), is amended to read:

1 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) ~~(hd)~~ (hd), the
2 department shall pay \$17,496,400 for aid payable for calendar year 2010,
3 \$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable
4 for calendar year 2012 and thereafter, to the eligible applicant that pays the local
5 contribution required under par. (b) 1. for an urban mass transit system that has
6 annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the
7 eligible applicant that receives aid under this subd. 6. d. is served by more than one
8 urban mass transit system, the eligible applicant may allocate the aid between the
9 urban mass transit systems in any manner the eligible applicant considers desirable.

10 SECTION 10. 85.20 [✓](4m) (a) 6. e. of the statutes is amended to read:

11 85.20 (4m) (a) 6. e. From the appropriation under s. 20.395 (1) ~~(hw)~~ [✓](he), the
12 department may pay the uniform percentage for each eligible applicant for a
13 commuter or light rail system that has been enumerated under s. 85.062 (3). An
14 eligible applicant may not receive aid under subd. 6. cm. or d., 7., or 8. for a commuter
15 rail or light rail transit system.

16 SECTION 11. 85.20 [✓](4m) (a) 7. a. of the statutes is amended to read:

17 85.20 (4m) (a) 7. a. From the appropriation under s. 20.395 (1) ~~(hr)~~ [✓](ha),
18 beginning with aid payable for calendar year 2002 and for each calendar year
19 thereafter, the uniform percentage for each eligible applicant served by an urban
20 mass transit system operating within an urbanized area having a population as
21 shown in the 2000 federal decennial census of at least 50,000 or receiving federal
22 mass transit aid for such area, and not specified in subd. 6.

23 SECTION 12. 85.20 (4m) (a) 7. b. of the statutes is amended to read:

24 85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the
25 amounts for aids are \$24,034,400 in calendar year 2008, \$24,614,500 in calendar

✓
INS
S-10

1 ~~year 2009, \$25,099,500 in calendar year 2010, and \$25,852,500 in calendar year~~
2 ~~2011, and \$23,267,200 in calendar year 2012 and thereafter. These amounts, to the~~
3 ~~extent practicable, shall be used to determine the uniform percentage in the~~
4 ~~particular calendar year.~~

5 SECTION 13. 85.20 (4m) (a) 8. a. [✓]of the statutes is amended to read:

6 85.20 (4m) (a) 8. a. From the appropriation under s. 20.395 (1) (hs) [✓](hb),
7 beginning with aid payable for calendar year 2002 and for each calendar year
8 thereafter, the uniform percentage for each eligible applicant served by an urban
9 mass transit system operating within an area having a population as shown in the
10 2000 federal decennial census of less than 50,000 or receiving federal mass transit
11 aid for such area.

12 SECTION 14. 85.20 (4m) (a) 8. b. of the statutes is amended to read:

13 85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the
14 amounts for aids are ~~\$5,440,500 in calendar year 2008, \$5,571,800 in calendar year~~
15 ~~2009, \$5,681,600 in calendar year 2010, and \$5,852,200 in calendar year 2011, and~~
16 ~~\$5,267,000 in calendar year 2012 and thereafter. These amounts, to the extent~~
17 ~~practicable, shall be used to determine the uniform percentage in the particular~~
18 ~~calendar year.~~

19 SECTION 15. 85.20 (4s) [✓]of the statutes is amended to read:

20 85.20 (4s) PAYMENT OF AIDS UNDER THE CONTRACT. The contracts executed
21 between the department and eligible applicants under this section shall provide that
22 the payment of the state aid allocation under sub. (4m) (a) for the last quarter of the
23 state's fiscal year shall be provided from the following fiscal year's appropriation
24 under s. 20.395 (1) (hr), (hs), (ht), (hu) or (hw) [✓](ha), (hb), (hc), (hd), or (he). [✓]

25 SECTION 9148. Nonstatutory provisions; Transportation.

1 (1) MASS TRANSIT OPERATING AIDS. In submitting information under section
2 16.42 of the statutes for purposes of the 2013–15 biennial budget act, the department
3 of transportation shall include recommended changes to the distribution
4 percentages and funding amounts of the urban mass transit operating assistance
5 program under section 85.20 of the statutes, as affected by this act, in response to any
6 changes in federal aid due to the 2010 decennial federal census.

7 **SECTION 9448. Effective dates; Transportation.**

8 (1) MASS TRANSIT OPERATING AIDS. The treatment of sections 20.395 (1) (hr), (hs),
9 (ht), (hu), and (hw), 85.20 (4m) (a) 6. cm. (by SECTION 7), d. (by SECTION 9), and e., 7.
10 a., and 8. a., and (4s) of the statutes takes effect on July 1, 2012.

II

(END)

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7-11

D Note

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1115/?ins
EVM:.....

1 INS 5-10

2
3 **SECTION 1.** 20.395 (1) (ha) [✓] of the statutes is created to read:

4 20.395 (1) (ha) *Tier B transit operating aids, state funds.* [✓] From the general
5 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 7.

[✓]
 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 2.** 20.395 (1) (hb) [✓] of the statutes is created to read:

7 20.395 (1) (hb) *Tier C transit operating aids, state funds.* [✓] From the general
8 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 8.

[✓]
 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

9 **SECTION 3.** 20.395 (1) (hc) [✓] of the statutes is created to read:

10 20.395 (1) (hc) *Tier A-1 transit operating aids, state funds.* [✓] From the general
11 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. cm.

[✓]
 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

12 **SECTION 4.** 20.395 (1) (hd) [✓] of the statutes is created to read:

13 20.395 (1) (hd) *Tier A-2 transit operating aids, state funds.* [✓] From the general
14 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. d.

[✓]
 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

15 **SECTION 5.** 20.395 (1) (he) [✓] of the statutes is created to read:

16 20.395 (1) (he) *Tier A-3 transit operating aids, state funds.* [✓] From the general
17 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. e.

[✓]
 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

18 **SECTION 6.** 20.395 (1) (hr) [✓] of the statutes is repealed.

→ Note: delay



1 → **SECTION 7.** 20.395 (1) (hs) of the statutes is repealed.

2 → **SECTION 8.** 20.395 (1) (ht) of the statutes is repealed.

3 → **SECTION 9.** 20.395 (1) (hu) of the statutes is repealed.

4 → **SECTION 10.** 20.395 (1) (hw) of the statutes is repealed.

5 → **SECTION 11.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

6 85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the
7 department shall pay \$66,585,600 for aid payable for calendar year 2010,
8 \$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable
9 for calendar year years 2012 and thereafter 2013, to the eligible applicant that pays
10 the local contribution required under par. (b) 1. for an urban mass transit system that
11 has annual operating expenses of \$80,000,000 or more. From the appropriation
12 under s. 20.395 (1) (hc), the department shall pay \$61,724,900 for aid payable for
13 calendar year 2014 and thereafter, to the eligible applicant that pays the local
14 contribution required under par. (b) 1. for an urban mass transit system that has
15 annual operating expenses of \$80,000,000 or more. If the eligible applicant that
16 receives aid under this subd. 6. cm. is served by more than one urban mass transit
17 system, the eligible applicant may allocate the aid between the urban mass transit
18 systems in any manner the eligible applicant considers desirable.

History: 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32.

19 **SECTION 12.** 85.20 (4m) (a) 6. cm. of the statutes, as affected by 2013 Wisconsin
20 Act (this act), is amended to read:

21 85.20 (4m) (a) 6. cm. ~~From the appropriation under s. 20.395 (1) (ht), the~~
22 ~~department shall pay \$66,585,600 for aid payable for calendar year 2010,~~
23 ~~\$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable~~
24 ~~for calendar years 2012 and 2013, to the eligible applicant that pays the local~~




1 ~~contribution required under par. (b) 1. for an urban mass transit system that has~~
2 ~~annual operating expenses of \$80,000,000 or more.~~ ✓ From the appropriation under
3 s. 20.395 (1) (hc), ✓ the department shall pay \$61,724,900 for aid payable for calendar
4 year 2014 and thereafter, to the eligible applicant that pays the local contribution
5 required under par. (b) 1. ✓ for an urban mass transit system that has annual operating
6 expenses of \$80,000,000 or more. ✓ If the eligible applicant that receives aid under this
7 subd. 6. cm. is served by more than one urban mass transit system, the eligible
8 applicant may allocate the aid between the urban mass transit systems in any
9 manner the eligible applicant considers desirable.

History: 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32.

10 **SECTION 13.** 85.20 (4m) (a) 6. d. ✓ of the statutes is amended to read:

11 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the
12 department shall pay \$17,496,400 for aid payable for calendar year 2010,
13 \$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable
14 for calendar year years 2012 and thereafter 2013, ✓ to the eligible applicant that pays
15 the local contribution required under par. (b) 1. for an urban mass transit system that
16 has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000.
17 From the appropriation under s. 20.395 (1) (hd), ✓ the department shall pay
18 \$16,219,200 ✓ for aid payable for calendar year 2014 and thereafter, to the eligible
19 applicant that pays the local contribution required under par. (b) 1. for an urban
20 mass transit system that has annual operating expenses in excess of \$20,000,000 but ✓
21 less than \$80,000,000. ✓ If the eligible applicant that receives aid under this subd. 6.
22 d. is served by more than one urban mass transit system, the eligible applicant may



INS 5-10
Cont

1 allocate the aid between the urban mass transit systems in any manner the eligible
2 applicant considers desirable.

History: 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32.

3 **SECTION 14. 85.20 (4m) (a) 6. d. of the statutes, as affected by 2013 Wisconsin**
4 Act (this act), is amended to read:

5 85.20 (4m) (a) 6. d. ~~From the appropriation under s. 20.395 (1) (hu), the~~
6 ~~department shall pay \$17,496,400 for aid payable for calendar year 2010,~~
7 ~~\$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable~~
8 ~~for calendar years 2012 and 2013, to the eligible applicant that pays the local~~
9 ~~contribution required under par. (b) 1. for an urban mass transit system that has~~
10 ~~annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. From~~
11 ~~the appropriation under s. 20.395 (1) (hd), the department shall pay \$16,219,200 for~~
12 ~~aid payable for calendar year 2014 and thereafter, to the eligible applicant that pays~~
13 ~~the local contribution required under par. (b) 1. for an urban mass transit system that~~
14 ~~has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000.~~
15 If the eligible applicant that receives aid under this subd. 6. d. is served by more than
16 one urban mass transit system, the eligible applicant may allocate the aid between
17 the urban mass transit systems in any manner the eligible applicant considers
18 desirable.

(end ins)

History: 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32.

19

20 INS 7-11

21

22 **SECTION 9445. Effective dates; Transportation.**



INS 7-11
cont

- 5 -

nonstat:par

LRB-1115/?ins
EVM:.....

- (1) MASS TRANSIT OPERATING AIDS. (a) The treatment of section 85.20 (4m) (a) 6. e., 7. a., and 8. a. and (4s) of the statutes takes effect on January 1, 2014.
- (b) The treatment of § 85.20 (4m) (a) 6. cm. (by SECTION ~~20.395~~) and d. (by SECTION ~~20.395~~) of the statutes and the repeal of section 20.395 (1) (hr), (hs), (ht), (hu), and (hw) of the statutes takes effect on July 1, 2015.

autoref B

autoref A

Sections and

move

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

1
LRB-1115/3dn

EVM: A:....

date

jld

ATTN: Tyler Byrnes✓

Please note, if the budget includes changes to the amounts in s. 85.20 (4m) (a) 6. cm. or d., stats., this draft will also require modification. Also, s. 20.395(1) (hr), (hs), (ht), (hu), and (hw), stats., even if not funded for FY 2014-15, is not repealed until July 1, 2015. It is my understanding that the preferred procedure is to wait until the end of the biennium to remove appropriation entries.✓

Eric V. Mueller
Legislative Attorney
Phone: (608) 261-7032
E-mail: eric.mueller@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1115/1dn
EVM:jld:jf

January 15, 2013

ATTN: Tyler Byrnes

Please note, if the budget includes changes to the amounts in s. 85.20 (4m) (a) 6. cm. or d., stats., this draft will also require modification. Also, s. 20.395 (1) (hr), (hs), (ht), (hu), and (hw), stats., even if not funded for FY 2014-15, is not repealed until July 1, 2015. It is my understanding that the preferred procedure is to wait until the end of the biennium to remove appropriation entries.

Eric V. Mueller
Legislative Attorney
Phone: (608) 261-7032
E-mail: eric.mueller@legis.wisconsin.gov

Mueller, Eric

From: Byrnes, Tyler - DOA <Tyler.Byrnes@wisconsin.gov>
Sent: Friday, February 01, 2013 4:19 PM
To: Mueller, Eric
Subject: RE: LRB-1115/1 and LRB-0155/1

This is probably back in. Can you make the change to make the shift in Fiscal Year 2014015?

Thanks,

Tyler

From: Mueller, Eric [<mailto:Eric.Mueller@legis.wisconsin.gov>]
Sent: Monday, January 28, 2013 3:45 PM
To: Byrnes, Tyler - DOA
Subject: RE: LRB-1115/1 and LRB-0155/1

Back burner it is. Let me know if this changes.

Thanks,

Eric Mueller
Attorney, Legislative Reference Bureau
Phone: (608)261-7032
eric.mueller@legis.wisconsin.gov

From: Byrnes, Tyler - DOA [<mailto:Tyler.Byrnes@wisconsin.gov>]
Sent: Monday, January 28, 2013 3:23 PM
To: Mueller, Eric
Subject: RE: LRB-1115/1 and LRB-0155/1

Fiscal Year 2014-15. But you can back-burner this draft right now. It looks like it's going to be out, as of 45 mins ago.

From: Mueller, Eric [<mailto:Eric.Mueller@legis.wisconsin.gov>]
Sent: Monday, January 28, 2013 3:19 PM
To: Byrnes, Tyler - DOA
Subject: RE: LRB-1115/1 and LRB-0155/1

Tyler,

Regarding -1115, by FY 2015 do you mean FY2014-2015 or FY2015-2016?

Eric Mueller
Attorney, Legislative Reference Bureau
Phone: (608)261-7032
eric.mueller@legis.wisconsin.gov

From: Byrnes, Tyler - DOA [<mailto:Tyler.Byrnes@wisconsin.gov>]
Sent: Friday, January 25, 2013 1:43 PM
To: Mueller, Eric
Subject: LRB-1115/1 and LRB-0155/1

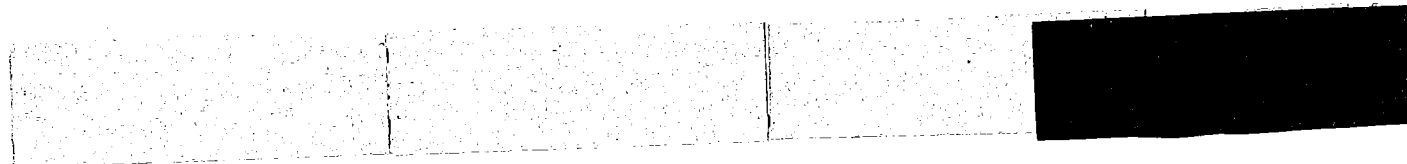
Eric,

Could you make the following changes to these drafts:

LRB-1115/1 – Funding Source for Mass Transit Operating Aids:

Instead of beginning the transit aids funding source with Calendar Year 2014, please change the draft to begin making payments on mass transit operating aids beginning in Fiscal year 2015.

LRB-0155/1



Thanks,

TYler



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-11151
EVM:jld:jf

12

DOA:.....Byrnes, BB0359 - Funding source of mass transit operating aids

RMR

FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION

INSERTS

in 2/4/13

✓

do not gen ✓

1

AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

TRANSPORTATION

TRANSPORTATION AIDS

Under current law, DOT provides state aid payments to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems.

This bill changes the funding source for mass transit operating aids from the transportation fund to the general fund beginning on January 1, 2014. July ✓

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2

SECTION 1. 20.395 (1) (ha) of the statutes is created to read:

3

20.395 (1) (ha) *Tier B transit operating aids, state funds.* From the general

4

fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 7.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1 **SECTION 2.** 20.395 (1) (hb) of the statutes is created to read:

2 20.395 (1) (hb) *Tier C transit operating aids, state funds.* From the general
3 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 8.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

4 **SECTION 3.** 20.395 (1) (hc) of the statutes is created to read:

5 20.395 (1) (hc) *Tier A-1 transit operating aids, state funds.* From the general
6 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. cm.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7 **SECTION 4.** 20.395 (1) (hd) of the statutes is created to read:

8 20.395 (1) (hd) *Tier A-2 transit operating aids, state funds.* From the general
9 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. d.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10 **SECTION 5.** 20.395 (1) (he) of the statutes is created to read:

11 20.395 (1) (he) *Tier A-3 transit operating aids, state funds.* From the general
12 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. e.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

13 **SECTION 6.** 20.395 (1) (hr) of the statutes is repealed.

 ****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

14 **SECTION 7.** 20.395 (1) (hs) of the statutes is repealed.

 ****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

15 **SECTION 8.** 20.395 (1) (ht) of the statutes is repealed.

 ****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

16 **SECTION 9.** 20.395 (1) (hu) of the statutes is repealed.

 ****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

1 **SECTION 10.** 20.395 (1) (hw) of the statutes is repealed.

 ***NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

2 **SECTION 11.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

3 85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the
4 department shall pay \$66,585,600 for aid payable for calendar year 2010,
5 \$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable
6 for calendar year years 2012 and thereafter 2013, to the eligible applicant that pays
7 the local contribution required under par. (b) 1. for an urban mass transit system that
8 has annual operating expenses of \$80,000,000 or more. From the appropriation
9 under s. 20.395 (1) (hc), the department shall pay \$61,724,900 for aid payable for
10 calendar year 2014 and thereafter, to the eligible applicant that pays the local
11 contribution required under par. (b) 1. for an urban mass transit system that has
12 annual operating expenses of \$80,000,000 or more. If the eligible applicant that
13 receives aid under this subd. 6. cm. is served by more than one urban mass transit
14 system, the eligible applicant may allocate the aid between the urban mass transit
15 systems in any manner the eligible applicant considers desirable.

16 **SECTION 12.** 85.20 (4m) (a) 6. cm. of the statutes, as affected by 2013 Wisconsin
17 Act (this act), is amended to read:

18 85.20 (4m) (a) 6. cm. ~~From the appropriation under s. 20.395 (1) (ht), the~~
19 ~~department shall pay \$66,585,600 for aid payable for calendar year 2010,~~
20 ~~\$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable~~
21 ~~for calendar years 2012 and 2013, to the eligible applicant that pays the local~~
22 ~~contribution required under par. (b) 1. for an urban mass transit system that has~~
23 ~~annual operating expenses of \$80,000,000 or more.~~ From the appropriation under

1 s. 20.395 (1) (hc), the department shall pay \$61,724,900 for aid payable for calendar
2 year 2014 and thereafter, to the eligible applicant that pays the local contribution
3 required under par. (b) 1. for an urban mass transit system that has annual operating
4 expenses of \$80,000,000 or more. If the eligible applicant that receives aid under this
5 subd. 6. cm. is served by more than one urban mass transit system, the eligible
6 applicant may allocate the aid between the urban mass transit systems in any
7 manner the eligible applicant considers desirable.

8 **SECTION 13.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

9 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the
10 department shall pay \$17,496,400 for aid payable for calendar year 2010,
11 \$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable
12 for calendar year years 2012 and thereafter 2013, to the eligible applicant that pays
13 the local contribution required under par. (b) 1. for an urban mass transit system that
14 has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000.
15 From the appropriation under s. 20.395 (1) (hd), the department shall pay
16 \$16,219,200 for aid payable for calendar year 2014 and thereafter, to the eligible
17 applicant that pays the local contribution required under par. (b) 1. for an urban
18 mass transit system that has annual operating expenses in excess of \$20,000,000 but
19 less than \$80,000,000. If the eligible applicant that receives aid under this subd. 6.
20 d. is served by more than one urban mass transit system, the eligible applicant may
21 allocate the aid between the urban mass transit systems in any manner the eligible
22 applicant considers desirable.

23 **SECTION 14.** 85.20 (4m) (a) 6. d. of the statutes, as affected by 2013 Wisconsin
24 Act (this act), is amended to read:

1 85.20 (4m) (a) 6. d. ~~From the appropriation under s. 20.395 (1) (hu), the~~
2 ~~department shall pay \$17,496,400 for aid payable for calendar year 2010,~~
3 ~~\$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable~~
4 ~~for calendar years 2012 and 2013, to the eligible applicant that pays the local~~
5 ~~contribution required under par. (b) 1. for an urban mass transit system that has~~
6 ~~annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. From~~
7 ~~the appropriation under s. 20.395 (1) (hd), the department shall pay \$16,219,200 for~~
8 ~~aid payable for calendar year 2014 and thereafter, to the eligible applicant that pays~~
9 ~~the local contribution required under par. (b) 1. for an urban mass transit system that~~
10 ~~has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000.~~
11 If the eligible applicant that receives aid under this subd. 6. d. is served by more than
12 one urban mass transit system, the eligible applicant may allocate the aid between
13 the urban mass transit systems in any manner the eligible applicant considers
14 desirable.

15 **SECTION 15.** 85.20 (4m) (a) 6. e. of the statutes is amended to read:

16 85.20 (4m) (a) 6. e. From the appropriation under s. 20.395 (1) ~~(hw)~~ (he), the
17 department may pay the uniform percentage for each eligible applicant for a
18 commuter or light rail system that has been enumerated under s. 85.062 (3). An
19 eligible applicant may not receive aid under subd. 6. cm. or d., 7., or 8. for a commuter
20 rail or light rail transit system.

21 **SECTION 16.** 85.20 (4m) (a) 7. a. of the statutes is amended to read:

22 85.20 (4m) (a) 7. a. From the appropriation under s. 20.395 (1) ~~(hr)~~ (ha),
23 beginning with aid payable for calendar year 2002 and for each calendar year
24 thereafter, the uniform percentage for each eligible applicant served by an urban
25 mass transit system operating within an urbanized area having a population as

TNS
5-15

1 shown in the 2000 federal decennial census of at least 50,000 or receiving federal
2 mass transit aid for such area, and not specified in subd. 6.

3 **SECTION 17.** 85.20 (4m) (a) 8. a. of the statutes is amended to read:

4 85.20 (4m) (a) 8. a. From the appropriation under s. 20.395 (1) ~~(hs)~~ (hb),
5 beginning with aid payable for calendar year 2002 and for each calendar year
6 thereafter, the uniform percentage for each eligible applicant served by an urban
7 mass transit system operating within an area having a population as shown in the
8 2000 federal decennial census of less than 50,000 or receiving federal mass transit
9 aid for such area.

10 **SECTION 18.** 85.20 (4s) of the statutes is amended to read:

11 85.20 (4s) PAYMENT OF AIDS UNDER THE CONTRACT. The contracts executed
12 between the department and eligible applicants under this section shall provide that
13 the payment of the state aid allocation under sub. (4m) (a) for the last quarter of the
14 state's fiscal year shall be provided from the following fiscal year's appropriation
15 under s. 20.395 (1) ~~(hr)~~, ~~(hs)~~, ~~(ht)~~, ~~(hu)~~, or ~~(hw)~~ (ha), (hb), (hc), (hd), or (he).

16 **SECTION 9445. Effective dates; Transportation.**

17 (1) MASS TRANSIT OPERATING AIDS.

18 (a) The treatment of section 85.20 (4m) (a) 6. e., 7. a., and 8. a. and (4s) of the
19 statutes takes effect on January 1, 2014. ^{July}

20 (b) The treatment of sections 20.395 (1) (hr), (hs), (ht), (hu), and (hw) and 85.20
21 (4m) (a) 6. cm. (by SECTION ~~113~~) and d. (by SECTION ~~113~~) of the statutes takes effect on
22 July 1, 2015. ^{auto ref A} _{auto ref B}

23 (END)

LRB-1115/2ins
EVM:jld:jf

x

11

auto
ref A

SECTION ^X2. 85.20 (4m) (a) 6. cm. of the statutes, as affected by 2013 Wisconsin Act (this act), is amended to read:

85.20 (4m) (a) 6. cm. ~~From the appropriation under s. 20.395 (1) (ht), the department shall pay \$66,585,600 for aid payable for calendar year 2010, \$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable~~
~~for calendar years 2012 and 2013 and, prorated, for the first 2 quarters of calendar year 2014, to the eligible applicant that pays the local contribution required under~~
~~par. (b) 1. for an urban mass transit system that has annual operating expenses of \$80,000,000 or more. From the appropriation under s. 20.395 (1) (hc), the department shall pay \$61,724,900 for aid payable for calendar year 2015 and thereafter and, prorated, for the 3rd and 4th quarters of calendar year 2014, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses of \$80,000,000 or more.~~
If the eligible applicant that receives aid under this subd. 6. cm. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

Strike

^XSECTION 3. 85.20 (4m) (a) 6. d. of the statutes is amended to read:

85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the department shall pay \$17,496,400 for aid payable for calendar year 2010, \$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable for calendar year years 2012 and thereafter [✓]2013 and, prorated, for the 1st and 2nd [✓]quarters of calendar year 2014, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. [✓]From



1 the appropriation under s. 20.395 (1) (hd), the department shall pay \$16,219,200 for
2 aid payable for calendar year 2015 and thereafter, and, prorated, for the 3rd and 4th
3 quarters of calendar year 2014, to the eligible applicant that pays the local
4 contribution required under par. (b) 1. for an urban mass transit system that has
5 annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the
6 eligible applicant that receives aid under this subd. 6. d. is served by more than one
7 urban mass transit system, the eligible applicant may allocate the aid between the
8 urban mass transit systems in any manner the eligible applicant considers desirable.

History: 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32.

9 **SECTION 4.** 85.20 (4m) (a) 6. d. of the statutes, as affected by 2013 Wisconsin

10 Act (this act), is amended to read:

11 85.20 (4m) (a) 6. d. ~~From the appropriation under s. 20.395 (1) (hu), the~~
12 ~~department shall pay \$17,496,400 for aid payable for calendar year 2010,~~
13 ~~\$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable~~
14 ~~for calendar years 2012 and 2013 and, prorated, for the first 2 quarters of calendar~~
15 ~~year 2014, to the eligible applicant that pays the local contribution required under~~
16 ~~par. (b) 1. for an urban mass transit system that has annual operating expenses in~~
17 ~~excess of \$20,000,000 but less than \$80,000,000. From the appropriation under s.~~
18 20.395 (1) (hd), the department shall pay \$16,219,200 for aid payable for calendar
19 year 2015 and thereafter, and, prorated, for the 3rd and 4th quarters of calendar year
20 2014, to the eligible applicant that pays the local contribution required under par.
21 (b) 1. for an urban mass transit system that has annual operating expenses in excess
22 of \$20,000,000 but less than \$80,000,000. If the eligible applicant that receives aid
23 under this subd. 6. d. is served by more than one urban mass transit system, the

- 1 eligible applicant may allocate the aid between the urban mass transit systems in
- 2 any manner the eligible applicant considers desirable.

(end ins 5-15)

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

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Library (608-266-7040)

Legal (608-266-3561)

LRB

Tyler

p. 3 la 6-11

for CY 2014

1st quart. from (ht)

2nd, 3rd, 4th from (hc)

- same at p. 4 la 16-21